

Pomes, Michael

From: Drouare, Douglas
Sent: Tuesday, September 29, 2015 7:22 AM
To: 'M.Junker'; 'Sac & Fox Truck Stop'
Subject: RE: LUST Update Request - Sac & Fox Truck Stop

Categories: EZ Record - Shared

Sounds good Mark. We appreciate how responsive you have been. I just received notification that the tribe has a new environmental director: Ms. Lisa Montgomery. Is this correct and should we be copying her on communications?

Douglas E. Drouare, CPG
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11201 Renner Boulevard
Lenexa, Kansas 66219
(913) 551-7299
drouare.douglas@epa.gov

From: M.Junker [mailto:mark.junker@sacfoxenviro.org]
Sent: Monday, September 28, 2015 1:13 PM
To: Drouare, Douglas <drouare.douglas@epa.gov>
Subject: RE: LUST Update Request - Sac & Fox Truck Stop

We should have a council decision tomorrow and begin operations soon after and I will keep you posted. I will also get you a copy of the work plan to look over.

From: Drouare, Douglas [mailto:drouare.douglas@epa.gov]
Sent: Monday, September 28, 2015 12:35 PM
To: Sac & Fox Truck Stop; mark.junker@sacfoxenviro.org
Subject: RE: LUST Update Request - Sac & Fox Truck Stop

Good afternoon,

Thank you for the update on the referenced project. The attached report appears to contain most of the necessary 45 day reporting components. From this point forward we expect that we will receive regular updates on the status of the project and that there will be steady progress on site characterization and continued advancement toward closure. Please provide us with an estimated timeline for the following:

- When tribal council will review Total Petroleum Service's workplan/estimate (we would anticipate within the next 30 days)
- When the workplan/estimate could commence (we would anticipate within the next 60 days)

It is important to commence this work as soon as possible and in conjunction with continued free product recovery. Should you wish us to comment upon the technical portion of the workplan provided by Total Petroleum Services we can do so if you forward us a copy. We would not comment on the pricing portion of the workplan.

If you have any questions please contact us.

Douglas E. Drouare, CPG
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From: Sac & Fox Truck Stop [<mailto:sacfoxtsmgr@jbntelco.com>]
Sent: Thursday, September 24, 2015 3:39 PM
To: Drouare, Douglas <drouare.douglas@epa.gov>
Subject: RE: LUST Update Request - Sac & Fox Truck Stop

Update on Sac and Fox Truck Stop. Theresa

From: Drouare, Douglas [<mailto:drouare.douglas@epa.gov>]
Sent: Monday, September 21, 2015 9:22 AM
To: Sac & Fox Truck Stop; mark.junker@sacfoxenviro.org
Cc: Bosch, Raymond; Stockdale, Margaret; Bynum, Whitney
Subject: LUST Update Request - Sac & Fox Truck Stop
Importance: High

We have not received your 45 Day Initial Site Characterization Report. Based on the information we possess regarding the release, that report was due on September 6, 2015. Please provide us with this report in accordance with 40 CFR, Part 280.63

280.63 Initial Site Characterization.

(a) Unless directed to do otherwise by the implementing agency, owners and operators must assemble information about the site and the nature of the release, including information gained while confirming the release or completing the initial abatement measures in §§ 280.60 and 280.61. This information must include, but is not necessarily limited to the following:

- (1) Data on the nature and estimated quantity of release***
- (2) Data from available sources and/or site investigations concerning the following factors: surrounding populations, water quality, use and approximate locations of wells potentially affected by the release, subsurface soil conditions, locations of subsurface sewers, climatological conditions, and land use***
- (3) Results of the site check required under § 280.62(a)(5)***
- (4) Results of the free product investigations required under § 280.62(a)(6), to be used by owners and operators to determine whether free product must be recovered under § 280.64.***

(b) Within 45 days of release confirmation or another reasonable period of time determined by the implementing agency, owners and operators must submit the information collected in compliance with paragraph (a) of this section to the implementing agency in a manner that demonstrates its applicability and technical adequacy, or in a format and according to the schedule required by the implementing agency.

Also, please advise us of the following:

- (a) The current state of the UST system(s) from which the release occurred
- (b) The current operational state of the filling station in general
- (c) The current status of free product recovery efforts
- (d) The current status of the involvement of a consultant/contractor to assist you with cleanup/compliance efforts (provide name and contact information)
- (e) The current status of the involvement of your insurer (provide name and contact information)
- (f) Your plans and schedule for pursuing closure of the release under 40 CFR, Parts 280.64 – 280.67

If you are still in need of a consultant/contractor, a list of some with experience in Kansas can be found via the following link:

[http://www.kdheks.gov/tanks/download/List of Companies for Phase I and+II site assessments.pdf](http://www.kdheks.gov/tanks/download/List_of_Companies_for_Phase_I_and+II_site_assessments.pdf)

This list is not all inclusive and does not represent any sort of endorsement or certification by KDHE or the USEPA.

We have some regulatory latitude/flexibility to allow for compliance accommodation. However, that latitude/flexibility has its limits and we expect responsible parties to be responsive and timely.

If you have any questions please contact us.

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